

108TH CONGRESS
1ST SESSION

S. 638

To repeal the provision of the September 11th Victim Compensation Fund of 2001 that requires the reduction of a claimant's compensation by the amount of any collateral source compensation payments the claimant is entitled to receive, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 18, 2003

Mr. CORZINE (for himself and Mr. LAUTENBERG) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To repeal the provision of the September 11th Victim Compensation Fund of 2001 that requires the reduction of a claimant's compensation by the amount of any collateral source compensation payments the claimant is entitled to receive, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “September 11th Victim
5 Compensation Fund Fairness Act of 2003”.

1 **SEC. 2. REPEAL OF COLLATERAL COMPENSATION PROVI-**
2 **SION.**

3 (a) REPEAL OF COLLATERAL COMPENSATION PROVI-
4 SION.—Section 405(b)(6) of the September 11th Victim
5 Compensation Fund of 2001 (49 U.S.C. 40101 note) is
6 repealed.

7 (b) APPLICATION OF THE SEPTEMBER 11TH VICTIM
8 COMPENSATION FUND OF 2001.—The compensation pro-
9 gram established under the September 11th Victim Com-
10 pensation Fund of 2001 (49 U.S.C. 40101 note) shall be
11 administered as if section 405(b)(6) of that Act had not
12 been enacted.

13 **SEC. 3. AMENDMENT OF COLLATERAL SOURCE DEFINI-**
14 **TION.**

15 Paragraph (6) of section 402 of the September 11th
16 Victim Compensation Fund of 2001 (49 U.S.C. 40101
17 note) is amended by adding at the end the following: “The
18 term ‘collateral source’ does not include payments or other
19 assistance received from a nonprofit organization, if such
20 organization is described in paragraph (3) or (4) of section
21 501(c) of the Internal Revenue Code of 1986 and is ex-
22 empt from tax under section 501(a) of such Code.”.

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